

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JOEL CHRISTOPHER HOLMES,

Petitioner,

Case No. C14-1863 RSL

V.

MAGGIE MILLER-STOUT,

## Respondent.

## **ORDER OF DISMISSAL**

The Court, having reviewed Petitioner's 28 U.S.C. § 2254 habeas petition, the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, any objections or responses to that, and the remaining record, finds and **Orders** as follows:

1. The Report and Recommendation is **ADOPTED**;
  2. Petitioner's 28 U.S.C. § 2254 habeas petition is **DISMISSED without prejudice**;
  3. Petitioner is **DENIED** issuance of a certificate of appealability; and
  4. The Clerk shall send a copy of this Order to the parties and to Judge Tsuchida.

Dated this 23rd day of February, 2015.

Robert S. Lasnik  
ROBERT S. LASNIK  
United States District Judge